

ORIGINAL

McKENNA
PART I

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In the matter of the Application for an Order
Quashing a Subpoena, dated February 19, 2004,
served upon

ANTHONY ZITRIN,
Non-Party Movant.

No. M-8-85

ORDER TO SHOW CAUSE

METROPOLITAN LIFE INSURANCE
COMPANY,

Plaintiff,

v.

JOSE A. AXTMAYER, ALTITA ESCUDERO,
HANS HERTELL, MARIE STUBBE, and the
Conjugal Partnership Between HANS HERTELL
and MARIE STUBBE,

Defendants.

97-2331 (GZS)
U.S.D.C.
District of Puerto Rico

Upon the annexed Declaration of Jason A. Scurti, the exhibit annexed thereto, and
the Declaration of Non-Party Movant Anthony Zitrin, (the "Application") it is hereby

ORDERED, that Defendants Jose A. Axtnayer, Altita Escudero, Hans Hertell,

Marie Stubbe, and the Conjugal Partnership Between Hans Hertell and Marie Stubbe, show

cause before this Court on the 10 day of MARCH, 2004, at 10 a.m. in Room 10 of COURTROOM 10 of ASSIGNED PART I JUDGE AT
the United States Courthouse, 500 NASSAU ST. New York, New York, or as
soon thereafter as counsel can be heard, why an Order should not be made quashing the
Subpoena served upon Zitrin; and it is further

ORDERED, that Zitrin's compliance with the subpoena served upon him is not
required pending the hearing and determination of this Application; and it is further

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ORDERED, that service of a copy of this Order and the papers upon which it is based on the parties to this action shall be made by facsimile and overnight courier on counsel for all parties on or before FEBRUARY 8, 2004.

Dated: New York, New York
February 27, 2004

SO ORDERED:


UNITED STATES DISTRICT JUDGE

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